

**STATE BOARD MEETING DATE**September 24, 2007**SUBJECT:** Consideration of Review Case No. C-2004-155R, Gary Ashton**SUBMITTED BY:** Charles Easaw, Chief Investigator, Investigative Unit, State Board of Education**MANAGEMENT TEAM REVIEW:** September 6, 2007**BACKGROUND INFORMATION:**

Gary Ashton applied for a Substitute teaching certificate on September 24, 2004.

On his application for certification, Mr. Ashton answered “yes” to having any professional certificate or license revoked or suspended, and to having ever received a reprimand or other disciplinary action involving any professional certificate or license. In his disclosure statement, Mr. Ashton explained that his license to practice law in the State of California was suspended in 1999.

Mr. Ashton also answered “yes” to having been arrested for any offense for which he was fingerprinted. In his disclosure statement, Mr. Ashton explained that in 1984 he was arrested in California for Driving Under the Influence (“DUI”) and was later convicted of the lesser offense of Crossing Over the Center Line. The DUI charge was dismissed.

On September 30, 2004, the Investigative Unit mailed a letter to Mr. Ashton informing him that his application required a review by the State Board of Education (“the State Board”) and requested that he submit additional documentation. Mr. Ashton failed to respond to the September letter and a follow-up letter was sent on July 5, 2007. He was advised the State Board would proceed with a review of his application if he did not provide the requested documentation or withdraw his application within 10 days. Mr. Ashton has not responded to the requests.

The Professional Practices Advisory Committee (“the PPAC”) reviewed Mr. Ashton’s case on August 14, 2007, and made its recommendation based on the following:

- Mr. Ashton’s application is substantively incomplete because it is missing the required and requested documentation, pursuant to A.R.S. 15-534.01. Mr. Ashton failed to submit records from the licensing authority, police or other investigative reports relative to the incident in question, a minimum of four current letters of recommendation, and a notarized statement regarding the underlying incident.

**BOARD ACTION REQUESTED: [ ] INFORMATION [X] ACTION/DESCRIBED BELOW:**

That the Board accept the findings of fact, conclusions of law and recommendation of the PPAC and **deny** Mr. Ashton’s application as being substantively incomplete.

**ATTACHMENTS: YES [X] NO [ ]**